

**BOARD OF NURSING
MEETING MINUTES
MAY 5, 2011**

PRESENT: Kay Coppens, Maria Joseph, Rachelle Lancaster, Julia Nelson, Carol Ott, Kathleen Sullivan, Lou Ann Weix

EXCUSED: Gretchen Lowe, Nelson Soler

STAFF: Dan Williams, Bureau Director; Colleen Baird, Legal Counsel; Kimberly Wood, Bureau Assistant; Sharon Henes, Paralegal; and other Department Staff

GUESTS: Julie Luetschwager, Marian University – School of Nursing; Debra Dahlke, Wisconsin Association of Nurse Anesthetists (WANA); Judy Warmuth, Wisconsin Hospital Association (WHA)

CALL TO ORDER

Kathleen Sullivan, Chair, called the meeting to order at 9:02 a.m. A quorum of seven (7) members was present.

APPROVAL OF AGENDA

Amendments to the Agenda:

- After Item “B” (open session) **AMENDMENT** Directly following the item titled “Administrative Report” amend the topic title as listed below:
 - “Board Appointment to the Education and Licensure Committee **and Practice Committee**”
- Item “D” (closed session) Under the item titled “Deliberation of Monitoring or Any Received After Mailing of the Agenda” **ADD:**
 - Joyce Moran, R.N. – Consideration of Violation of Board Order
- Item “E” (closed session) Under the item titled “Deliberation of Proposed Stipulations or Any Received After Mailing of Agenda” make the following changes:
 - **ADD:**
 1. Angela Buck, L.P.N. (DOE Case # 10 NUR 474)
 2. Amanda M. Franzen, L.P.N. (DOE Case # 11 NUR 006)
 3. Sarah Gabriel, R.N. (DOE Case # 10 NUR 408)
 4. Sarah A. Greuel, R.N., A.P.N.P. (DOE Case # 11 NUR 030)
 5. Darlene A. Johnson, L.P.N. (DOE Case # 11 NUR 078)
 6. Vickie Manderfield, R.N. (DOE Case # 10 NUR 459)
 - **REMOVE:**
 1. Jennifer J. Plaza, R.N. (DOE Case # 10 NUR 542)

MOTION: Kay Coppens moved, seconded by Lou Ann Weix, to approve the agenda of May 5, 2011 as amended. Motion carried unanimously.

APPROVAL OF MINUTES

MOTION: Julia Nelson moved, seconded by Maria Joseph, to approve the minutes of March 24, 2011 as published. Motion carried unanimously.

ADMINISTRATIVE REPORT

Dan Williams reported to the Board regarding a change in Department relating to the requirement for submission of a receipt for the purpose of board member reimbursement. He introduced the Board's newly appointed members Carol Ott and Rachelle Lancaster.

BOARD APPOINTMENT TO THE EDUCATION AND LICENSURE COMMITTEE AND PRACTICE COMMITTEE

Kathleen Sullivan made appointments relating to the business of the Board's Education and Licensure Committee and Practice Committee.

- Practice Committee: Kathleen Sullivan (*Chair*), Kay Coppens, Gretchen Lowe, Julia Nelson, Lou Ann Weix
- Education and Licensure Committee: Lou Ann Weix (*Chair*), Maria Joseph, Rachelle Lancaster, Gretchen Lowe, Carol Ott, Nelson Soler
- Education Review Liaison to the Office of Education and Examinations: Rachelle Lancaster, Carol Ott

Kathleen Sullivan indicated that Lou Ann Weix will serve as chair of the Education and Licensure Committee until the conclusion of the June meeting. Beginning at the July meeting Carol Ott will assume the role of Committee chair.

REQUEST TO CONSIDER REVISING N 3.03 (1)3, WHICH PROHIBITS LICENSURE BY ENDORSEMENT IF ANY DISCIPLINARY ACTION HAS EVER BEEN TAKEN AGAINST A RESPONDENT – JEANETTE LYTLE, DIVISION OF ENFORCEMENT (DOE) ATTORNEY

Jeanette Lytle appeared before the Board to request consideration of revisions of N3.03 (1) 3. The Board deliberated this request and took the following action:

MOTION: Kay Coppens moved, seconded by Lou Ann Weix, to direct Dan Williams to draft a scope statement to amend Wisconsin Administrative Code N3.03. Motion carried unanimously.

Kathleen Sullivan informed the Board of research she conducted in this regard which she will forward to Dan Williams, Colleen Baird and Sharon Henes.

REPORT OF EDUCATION AND LICENSURE COMMITTEE

Lou Ann Weix reported to the Board regarding the items reviewed by the Education and Licensure Committee at today's meeting.

Recommendation for Appointment of Carol Ott to Serve as the Committee's Education Review Liaison to the Office of Education and Examinations

COMMITTEE MOTION: Maria Joseph moved, seconded by Carol Ott, to recommend the appointment of Carol Ott to serve as Liaison to the Department for the Education and Licensure Committee. Motion carried unanimously.

The Board did not act upon the recommendation of the Education and Licensure Committee as this matter was addressed under the topic titled 'Board Appointments to the Education and Licensure Committee and Practice Committee.

REPORT OF PRACTICE COMMITTEE

Kathleen Sullivan reported to the Board regarding the items reviewed by the Practice Committee at today's meeting.

Prioritization of Practice Question Responses

COMMITTEE MOTION: Lou Ann Weix moved, seconded by Kay Coppens, to recommend that the 'Board of Nursing Practice Questions Policy' document be provided to the Division of Board Services Administrator for comment, as revised by the Committee at the meeting. Motion carried unanimously.

BOARD MOTION: Julia Nelson moved, seconded by Kay Coppens, to accept the recommendation that the 'Board of Nursing Practice Questions Policy' document be provided to the Division of Board Services Administrator for comment, as revised by the Committee at the meeting. Motion carried unanimously.

CLOSED SESSION

MOTION: Julia Nelson moved, seconded by Maria Joseph to convene to closed session pursuant to Wisconsin State statutes 19.85(1)(a)(b)(f) and (g) for the purpose of conducting appearances, reviewing monitoring requests, requests for licensure, deliberate on stipulations, administrative warnings, proposed decisions and orders, consulting with Legal Counsel and Division of Enforcement case status reports. Roll Call Vote: Kay Coppens-yes; Maria Joseph-yes; Rachelle Lancaster-yes; Julia Nelson-yes; Carol Ott-yes; Kathleen Sullivan-yes; and Lou Ann Weix-yes. Motion carried unanimously.

The Board convened into Closed Session at 9:36 a.m.

RECONVENE TO OPEN SESSION

MOTION: Kay Coppens moved, seconded by Carol Ott, to reconvene into open session. Motion carried unanimously.

The Board reconvened into Open Session at 3:30 p.m.

VOTING ON ITEMS CONSIDERED OR DELIBERATED ON IN CLOSED SESSION IF VOTING IS APPROPRIATE

MOTION: Julia Nelson moved, seconded by Maria Joseph, to reaffirm all motions made in closed session. Motion carried unanimously.

**DELIBERATION OF MONITORING OR ANY RECEIVED AFTER MAILING OF THE AGENDA –
CONSIDERATION OF THE FOLLOWING ITEM(S)**

**KATHRYN ROIDT, R.N.
CONSIDERATION FOR VIOLATION OF BOARD'S ORDER**

MOTION: Julia Nelson moved, seconded by Kay Coppens, that the license of Kathryn Roidt, R.N. shall be suspended within 30 days of the Board's Order unless submission of satisfactory compliance with continuing education requirements, per the Board's Order dated November 6, 2008 in paragraph 2, subsection A, is submitted by the aforementioned deadline. Motion carried unanimously.

**TONYA CROUCH, R.N.
REQUESTING FULL LICENSURE (OR MODIFICATIONS)**

MOTION: Julia Nelson moved, seconded by Maria Joseph, to grant Tonya Crouch, R.N.'s request for full licensure. Motion carried. Abstained: Rachelle Lancaster

**ERIN HOREJS, R.N.
REQUESTING FULL LICENSURE**

MOTION: Lou Ann Weix moved, seconded by Julia Nelson, to grant Erin Horejs, R.N.'s request for full licensure. Motion carried unanimously.

**JODI OMAN, R.N.
REQUESTING FULL LICENSURE**

MOTION: Lou Ann Weix moved, seconded by Kay Coppens, to grant Jodi Oman, R.N.'s request for full licensure. Motion carried unanimously.

**COREEN SRNEC, L.P.N.
REQUESTING REINSTATEMENT OF LICENSE**

MOTION: Julia Nelson moved, seconded by Lou Ann Weix, to grant Coreen Srnech, L.P.N.'s, request for reinstatement of license subject to the following limitations:

- Once employment as a nurse has been obtained, effective upon showing by respondent of continuous successful compliance for a period of at least 2 years with the terms of this order, including at least 600 hours of active nursing per year.
- Quarterly work and therapy reports.
- Respondent shall practice only under the direct supervision of a licensed nurse or other licensed health care professional approved by the Board or its designee.
- Respondent shall practice only in a work setting pre-approved by the Board or its designee.
- Respondent may not work in a home health care, hospice, pool nursing or agency setting.
- Respondent shall provide a copy of this Order and all subsequent orders immediately to supervisory personnel at all settings where Respondent works as a nurse or care giver or provides health care, currently or in the future.

- No petitions for modification or licensure will be considered prior to one year from the date of this order.
- Respondent should not petition and/or appear before the Board within one year's time.

Motion carried unanimously.

**JULIE WILCOX, R.N., A.P.N.P.
REQUESTING FULL LICENSURE (OR MODIFICATIONS)**

MOTION: Julia Nelson moved, seconded by Lou Ann Weix, to defer deliberation of Julie Wilcox, R.N., A.P.N.P.'s request for full licensure and to require submission of a current psychological evaluation within one month's time. The Board indicated that the Respondent should appear before the Board in conjunction with the review of the psychological evaluation. Motion carried unanimously.

**SUSAN CHEN, R.N.
REQUESTING MODIFICATION**

MOTION: Kay Coppens moved, seconded by Lou Ann Weix, to deny Susan Chen, R.N.'s request for discontinuation of AA/NA attendance reports but granted the request for reduction in the frequency of drug screens to forty-eight (48) per year with one (1) annual hair test. The Board indicated that Reductions in therapy are per therapist's recommendation. Reason for Denial: Per Board Order. Motion carried unanimously.

**HEATHER GAFFORD, R.N.
REQUESTING MODIFICATION**

MOTION: Lou Ann Weix moved, seconded by Kay Coppens, to grant Heather Gafford, R.N.'s request for access to controlled substances and a reduction in the frequency of drug screens to twenty-eight (28) per year with one (1) annual hair test, until employment as a nurse has been obtained, at which time drug screens will be increased to forty-eight (48) per year with one (1) annual hair test. Respondent must notify the Department Monitor as soon as nursing employment is obtained. Motion carried unanimously.

**SHELLY HOLMES, R.N.
REQUESTING EXTENSION OF TIME TO COMPLETE NURSE REFRESHER COURSE**

MOTION: Julia Nelson moved, seconded by Maria Joseph, to grant Shelly Holmes, R.N.'s request for a limited license for the sole purpose of completing a Board approved RN refresher course to expire 8/31/2011. Motion carried unanimously.

**ANITA JONES, R.N.
REQUESTING MODIFICATION**

MOTION: Julia Nelson moved, seconded by Maria Joseph, to deny Anita Jones, R.N.'s request for removal of the word "limitation" from her licensure status. Furthermore, the Board denied the extension of the Respondent's stay of suspension for three months beginning five (5) day after the date of this Order and orders the submission of a fitness to practice evaluation. Reason for Denial: Violation of Board Order. Motion carried unanimously.

**JAMIE MATTSON, R.N.
REQUESTING MODIFICATION**

MOTION: Lou Ann Weix moved, seconded by Maria Joseph, to grant Jamie Mattson, R.N.'s request for access to controlled substances and a reduction in the frequency of drug screens to forty-eight (48) per year with one (1) annual hair test. Motion carried unanimously.

**JESSIE RAYNE, R.N.
REQUESTING STAY OF SUSPENSION AND MODIFICATION**

MOTION: Lou Ann Weix moved, seconded by Julia Nelson, to grant Jessie Rayne, R.N.'s request for a stay of suspension and a reduction in the frequency of drug screens to forty-eight (48) per year with one (1) annual hair test. Motion carried unanimously.

**PAULA SALKIN, R.N.
REQUESTING STAY OF SUSPENSION AND MODIFICATION**

MOTION: Lou Ann Weix moved, seconded by Kay Coppens, to grant Paula Salkin, R.N.'s request for a stay of suspension. Per therapist recommendation the Board granted removal of therapy requirements. The Board requires Ms. Salkin to cease and desist frequent contact with the Department monitor regarding testing, she shall test when requested. Motion carried unanimously.

**SUSAN ST. CATHERINE, L.P.N.
REQUESTING MODIFICATION**

MOTION: Lou Ann Weix moved, seconded by Maria Joseph, to Susan St. Catherine, L.P.N.'s request for a reduction in the frequency of drug screens to twenty-eight (28) per year with one (1) annual hair test. Motion carried unanimously.

**JOYCE MORAN, R.N.
CONSIDERATION OF VIOLATION OF BOARD ORDER****

MOTION: Lou Ann Weix moved, seconded by Kay Coppens, to remove the stay of suspension for Joyce Moran, R.N. and to remove her ability to test through the veteran's administration. Reason for Denial: Violation of Board Order. Motion carried unanimously.

*(** Items received after mailing of the agenda)*

DELIBERATION OF PROPOSED STIPULATIONS AND FINAL DECISIONS AND ORDERS OR ANY RECEIVED AFTER THE MAILING OF THE AGENDA – CONSIDERATION OF THE FOLLOWING ITEM(S)

1. Lisa M. Anderman, R.N. (DOE Case # 11 NUR 074)
2. Marisa L. Asleson, L.P.N. (DOE Case # 10 NUR 675)
3. Chester T. Borowski, R.N. (DOE Case # 10 NUR 181)
4. Mary E. Dowell, R.N. (DOE Case # 10 NUR 559)
5. Abigail J. Foelker, R.N. (DOE Case # 09 NUR 171)
6. Patricia K. Graham, R.N. (DOE Case # 10 NUR 531)
7. Ashley R. Kuk, L.P.N. (DOE Case # 10 NUR 583)
8. Emmy L. Mortel, R.N. (DOE Case # 09 NUR 343)
9. Susan P. Parshall, L.P.N. (DOE Case # 11 NUR 058)
10. Alpa N. Patel, R.N. (DOE Case # 10 NUR 261)
11. Sonya Smith, L.P.N. (DOE Case # 10 NUR 598)
12. Angela Buck, L.P.N. (DOE Case # 10 NUR 474)**
13. Amanda M. Franzen, L.P.N. (DOE Case # 11 NUR 006)**
14. Sarah Gabriel, R.N. (DOE Case # 10 NUR 408)**
15. Sarah A. Greuel, R.N., A.P.N.P. (DOE Case # 11 NUR 030)**
16. Darlene A. Johnson, L.P.N. (DOE Case # 11 NUR 078)**
17. Vickie Manderfield, R.N. (DOE Case # 10 NUR 459)**

MOTION: Julia Nelson moved, seconded by Rachelle Lancaster, to adopt the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against the individuals listed above. Motion carried unanimously.

GOLD A. OMEREONYE, R.N. (DOE CASE # 07 NUR 292)

MOTION: Maria Joseph moved, seconded by Carol Ott, to reject the Findings of Fact, Conclusions of Law, Stipulation and Order in the matter of disciplinary proceedings against Gold A. Omereonye, R.N. (DOE Case # 07 NUR 292). Motion carried.
Opposed: Lou Ann Weix

*(** Items received after mailing of the agenda)*

DELIBERATION OF ISSUANCE OF ADMINISTRATIVE WARNING(S) OR ANY RECEIVED AFTER THE MAILING OF THE AGENDA – CONSIDERATION OF THE FOLLOWING ITEM(S)

1. 07 NUR 373
2. 10 NUR 269
3. 10 NUR 538
4. 10 NUR 627
5. 10 NUR 653
6. 11 NUR 015

MOTION: Kay Coppens moved, seconded by Julia Nelson, to issue administrative warnings in the matter of the case numbers listed above. Motion carried unanimously.

**DELIBERATION OF ORDERS FIXING COSTS OR ANY RECEIVED AFTER MAILING OF THE
AGENDA – CONSIDERATION OF THE FOLLOWING ITEMS**

Cheryl K. Armstrong, L.P.N., Respondent – Division of Hearings and Appeals (DHA) Case # DRL-09-0112, Division of Enforcement (DOE) Case # 09 NUR 289

MOTION: Kay Coppens moved, seconded by Maria Joseph, to accept the order fixing costs in the matter of Cheryl K. Armstrong, L.P.N., Respondent – Division of Hearings and Appeals (DHA) Case # DRL-09-0112, Division of Enforcement (DOE) Case # 09 NUR 289. Motion carried unanimously.

Keith M. Daniels, R.N., Respondent – DHA Case # DRL-09-0129, DOE Case # 09 NUR 292

MOTION: Kay Coppens moved, seconded by Maria Joseph, to accept the order fixing costs in the matter of Keith M. Daniels, R.N., Respondent – DHA Case # DRL-09-0129, DOE Case # 09 NUR 292. Motion carried unanimously.

Lisa K. Dewall, R.N., Respondent – DHA Case # DRL-10-0024, DOE Case # 09 NUR 195

MOTION: Kay Coppens moved, seconded by Maria Joseph, to accept the order fixing costs in the matter of Lisa K. Dewall, R.N., Respondent – DHA Case # DRL-10-0024, DOE Case # 09 NUR 195. Motion carried unanimously.

Dalerion A. Fonder, L.P.N., Respondent – DHA Case # DRL-10-0084, DOE Case # 09 NUR 069

MOTION: Kay Coppens moved, seconded by Maria Joseph, to accept the order fixing costs in the matter of Dalerion A. Fonder, L.P.N., Respondent – DHA Case # DRL-10-0084, DOE Case # 09 NUR 069. Motion carried unanimously.

Leia M. Luepnitz, L.P.N., Respondent – DHA Case # DRL-10-0069, DOE Case #'s 08 NUR 404, 10 NUR 245, & 10 NUR 257

MOTION: Kay Coppens moved, seconded by Maria Joseph, to accept the order fixing costs in the matter of Leia M. Luepnitz, L.P.N., Respondent – DHA Case # DRL-10-0069, DOE Case #'s 08 NUR 404, 10 NUR 245, & 10 NUR 257. Motion carried unanimously.

Penny A. McKnight, R.N., Respondent – DHA Case # DRL-10-0082, DOE Case # 09 NUR 103

MOTION: Kay Coppens moved, seconded by Maria Joseph, to accept the order fixing costs in the matter of Penny A. McKnight, R.N., Respondent – DHA Case # DRL-10-0082, DOE Case # 09 NUR 103. Motion carried unanimously.

Karen E. West, L.P.N., Respondent – DHA Case # DRL-10-0071, DOE Case # 09 NUR 439

MOTION: Kay Coppens moved, seconded by Maria Joseph, to accept the order fixing costs in the matter of Karen E. West, L.P.N., Respondent – DHA Case # DRL-10-0071, DOE Case # 09 NUR 439. Motion carried unanimously.

Selena L. Williams, L.P.N., Respondent – DHA Case # DRL-10-0066, DOE Case # 10 NUR 236

MOTION: Kay Coppens moved, seconded by Maria Joseph, to accept the order fixing costs in the matter of Selena L. Williams, L.P.N., Respondent – DHA Case # DRL-10-0066, DOE Case # 10 NUR 236. Motion carried unanimously.

**Note: No objections to the Orders Fixing Costs were received for board review at this meeting.*

**DELIBERATION OF PROPOSED FINAL DECISIONS AND ORDERS OR ANY RECEIVED
AFTER MAILING OF THE AGENDA – CONSIDERATION OF THE FOLLOWING ITEM(S)**

Jessica A. McCarthy, R.N., Respondent – DHA Case # DRL-10-0061, DOE Case #'s 08 NUR 306, 09 NUR 353, 10 NUR 138, & 10 NUR 135

MOTION: Lou Ann Weix moved, seconded by Julia Nelson, to adopt the Findings of Fact, Conclusions of Law, Proposed Decision and Order in the matter of disciplinary proceedings against Jessica A. McCarthy, R.N., Respondent – DHA Case # DRL-10-0061, DOE Case #'s 08 NUR 306, 09 NUR 353, 10 NUR 138, & 10 NUR 135. Motion carried. Abstained: Kathleen Sullivan

(Kathleen Sullivan left the room for deliberation and voting in the matter of disciplinary proceedings against Jessica A. McCarthy, R.N., Respondent – DHA Case # DRL-10-0061, DOE Case #'s 08 NUR 306, 09 NUR 353, 10 NUR 138, & 10 NUR 135.)

Chantha Vong, R.N., Respondent – DHA Case # DRL-10-0062, DOE Case # 10 NUR 080

MOTION: Rachelle Lancaster moved, seconded by Maria Joseph, to prepare a variance to the Findings of Fact, Conclusions of Law, Proposed Decision and Order in the matter of disciplinary proceedings against Chantha Vong, R.N., Respondent – DHA Case # DRL-10-0062, DOE Case # 10 NUR 080. Motion carried. Abstained: Kathleen Sullivan

(Kathleen Sullivan left the room for deliberation and voting in the matter of disciplinary proceedings against Chantha Vong, R.N., Respondent – DHA Case # DRL-10-0062, DOE Case # 10 NUR 080.)

DIVISION OF ENFORCEMENT

Case Status Report

The Board received a report outlining its pending enforcement cases.

Case Closings

1. 10 NUR 227 – Prosecutorial Discretion (P5)
2. 10 NUR 321 – Insufficient Evidence
3. 10 NUR 493 – No Violation
4. 10 NUR 606 – Prosecutorial Discretion (P3)
5. 11 NUR 184 – No Violation
6. 10 NUR 396 – No Violation *(against both respondents)*
7. 10 NUR 522 – Insufficient Evidence against M.S.
8. 10 NUR 666 – Prosecutorial Discretion (P2)

9. 11 NUR 103 – Prosecutorial Discretion (P5)
10. 11 NUR 153 – Insufficient Evidence
11. 10 NUR 548 – Prosecutorial Discretion (P5)
12. 10 NUR 589 – Prosecutorial Discretion (P5)
13. 11 NUR 092 – Prosecutorial Discretion (P5)
14. 10 NUR 163 – Prosecutorial Discretion (P7)
15. 11 NUR 126 – No Jurisdiction
16. 11 NUR 154 – No Jurisdiction
17. 10 NUR 352 – No Violation
18. 10 NUR 667 – No Violation
19. 10 NUR 237 – Prosecutorial Discretion (P7)
20. 10 NUR 022 – Prosecutorial Discretion (P2) against C.H., M.J., and J.C.
21. 10 NUR 030 – No Violation (*against both respondents*)
22. 10 NUR 218 – Prosecutorial Discretion (P1)
23. 10 NUR 233 – Insufficient Evidence

MOTION: Julia Nelson moved, seconded by Lou Ann Weix, to close the cases listed as identified above. Motion carried unanimously.

OTHER BOARD BUSINESS

Kathleen Sullivan noted that she has received communication from reciprocal APNP applicants regarding their difficulty in meeting pharmacology application requirements. The Board requested the assistance of Debra Dahlke, WANA, in obtaining additional information.

Lou Ann Weix inquired about the Department's 2012 meeting scheduled and discussed this matter with the Board.

MOTION: Lou Ann Weix moved, seconded by Maria Joseph, to recommend that the Board of Nursing meetings continue to occur on the fourth Thursday of January, February, and March in 2012. Motion carried unanimously.

Dan Williams informed the Board that the Department will be pursuing a modernization initiative. He will follow-up with Department Administration as to the feasibility of incorporating background checks and fingerprinting as a requirement for licensure.

ADJOURNMENT

MOTION: Julia Nelson moved, seconded by Kay Coppens, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 3:36 p.m.